

DECLARATORY RES. 804-1949

For the condemnation of right of way for utility purposes through and under portions of lots numbered 1 to 18 inclusive in River View Add.; also lots numbered 95 to 106 inclusive in Fiverside Terrace Add.; also lot no. 3 Hohnhausen Sub., all subdivisions to the City of Fort Wayne, Ind.

Res. Adopted: September 8, 1949

Confirmed: November 17, 1949

DECLARATORY RESOLUTION No. 804 - 1949

For the ~~Vacation - Opening~~ - Condemnation of right of way for utility purposes through and under portions of lots numbered one (1) to eighteen (18) inclusive in River View Addition; also lots numbered ninety-five (95) to one-hundred-six (106) inclusive in Riverside Terrace Addition; also lot number three (3) Hohnhausen Subdivision, all Subdivisions to the City of Fort Wayne, Indiana.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to ~~condemn a~~ right of way for utility purposes the west six (6) feet of lots numbered one (1) to eighteen (18) inclusive in River View Addition; also the east six (6) feet of lots numbered ninety-five (95) to one-hundred-six (106) inclusive in Riverside Terrace Addition; also the east six (6) feet of Lot No. three (3) Hohnhausen Subdivision, all subdivisions to the City of Fort Wayne, Indiana.

All as shown by a plan of such proposed ~~Opening - Vacation~~ - Condemnation of right of way for utility purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said ~~Vacation - Opening~~ - Condemnation of right of way for utility purposes shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such ~~Vacation - Opening~~ - Condemnation of right of way for utility purposes is described as follows:

All lots and lands described as follows:

lots numbered one (1) to eighteen (18) inclusive in River View Addition; also lots numbered ninety-five (95) to one hundred-six (106) inclusive in Riverside Terrace Addition, also Lot number three (3) Hohnhausen Subdivision, all Subdivisions to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by/above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplemental thereof.

OMIT

The vacation of the above described Street and alleys shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All Streets, lots and lands affected by the above described are situated in the Northeast Quarter (NE¹/₄) of Section Fifteen (15), Township Thirty (30) North, Range Twelve (12) East and lying within the corporate limits of the City of Fort Wayne, Allen County, Indiana.

ADOPTED THIS

8th

DAY OF

September 19 49

Attest

Joseph M. Schwartz
Secretary Board of Public Works.

Walter C. Weller
Frank A. Darch

Board of Public Works.

City Of Fort Wayne
Indiana



OFFICE OF
BOARD OF PUBLIC WORKS

September 1, 1949

FORT WAYNE, INDIANA

Mr. C. Ross Lindemuth
City Engineer
City Hall

Dear Sir:

You are hereby instructed to prepare plans, specifications, estimate and resolution for the condemnation of a right of way for utility purposes through and under portions of Lots numbered 1 to 18 inclusive in River View Addition; also lots numbered 95 to 106 inclusive in Riverside Terrace Addition; also lot number 3 Hohnhausens Subdivision, all Subdivisions to the City of Fort Wayne, Indiana.

Yours very truly,

BOARD OF PUBLIC WORKS

Walter C. Dutton
Frank A. Durek

ATTEST:

vma

Secretary

KINNAIRD 50

AVE

50

No 3

POSTMAN SEAS Feb

PACKARD

AVE

52

50

AVE. D

TERRACE

KINSMOOR

50

AVE.

5

OZARK

50

~~NUTT-MAN~~

~~AVE.~~

2525

47

WESLEY

47

PETITION

Fort Wayne, Ind.,

3/12/49

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real

estate on _____, from

_____ to _____

respectfully petition for the passage of a resolution providing for the construction of a sewer in the easement west of Vesey Ave, from proposed sewer in Nuttman Ave. to Kinnard Ave.

NAME

ADDRESS

Frank W Martin H-77165 3216 Vesey. Petitioner

" " " H-58815 3218 Vesey.

Elizabeth J. Leakey 3214 Vesey

Cecil Leakey 3204 Vesey Ave.

Delia M. Snoboda 3305 Ozark Ave

Delia M. Snoboda Lot no 104

Delia M. Snoboda Lot no 106

La Mar B. Bailey 3312 Vesey ave *

La Mar B. Bailey Lot no 130

Robert L. Butler 3322 Vesey Ave.

John E. Harkins 3401 Ozark

John E. Harkins Lot 99

Mary Ann Koble 3314 Vesey ave Lot 11.

Clarence M. Myers 3320 Vesey Ave

R. R. Weiner 3412 Vesey Ave.

Leo E. Hillard 3318 Vesey Ave.

16

COUNCILMAN:

Petition for Passage

of a Resolution for

construction of a sewer in
the easement west of Vesey Ave.
from the proposed sewer in
Nuttman Ave. to Kinnaird Ave.

from _____

to _____

Filed with the Board of Public Works

Plans ordered: March 15, 1949

Plans reordered: September 1,
1949

City Of Fort Wayne
Indiana



OFFICE OF
BOARD OF PUBLIC WORKS

October 6, 1949

FORT WAYNE, INDIANA

Mr. C. Ross Lindemuth
City Engineer
City Hall

Dear Sir:

You are hereby instructed to prepare an assessment roll of benefits and damages for Declaratory Resolution No. 804 which provides for the condemnation of right of way for utility purposes through and under portions of lots numbered one (1) to eighteen (18) inclusive in River View Addition; also lots numbered ninety-five (95) to one-hundred-six (106) inclusive in Riverside Terrace Addition; also lot number three (3) Hohnhausen Subdivision, all Subdivisions to the City of Fort Wayne.

Yours very truly,

BOARD OF PUBLIC WORKS

Walter C. Vittor
Frank A. Derck

ATTEST:

M. K. Schwartz
Secretary

JMS/vma

